

# House File 141

HOUSE FILE \_\_\_\_\_  
BY D. OLSON

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act relating to certain lobbying activities by employees of  
2 the general assembly.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
4 TLSB 1017HH 82  
5 tm/je/5

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1 1 Section 1. Section 68B.5A, subsections 1, 2, 3, 5, and 6,  
1 2 Code 2007, are amended to read as follows:

1 3 1. A person who serves as a statewide elected official,  
1 4 the executive or administrative head of an agency of state  
1 5 government, the deputy executive or administrative head of an  
1 6 agency of state government, or a member ~~or legislative~~  
1 7 ~~employee~~ of the general assembly shall not act as a lobbyist  
1 8 during the time in which the person serves or is employed by  
1 9 the state unless the person is designated, by the agency in  
1 10 which the person serves or is employed, to represent the  
1 11 official position of the agency.

1 12 2. The head of a major subunit of a department or  
1 13 independent state agency, ~~or full-time employee of an office~~  
1 14 ~~of a statewide elected official, or a legislative employee~~  
1 15 ~~whose position involves a substantial exercise of~~  
1 16 ~~administrative discretion or the expenditure of public funds,~~  
1 17 shall not, during the time in which the person serves or is  
1 18 employed by the state, act as a lobbyist before the agency in  
1 19 which the person is employed or before state agencies,  
1 20 officials, or employees with whom the person has substantial  
1 21 or regular contact as part of the person's duties, unless the  
1 22 person is designated, by the agency in which the person serves  
1 23 or is employed, to represent the official position of the  
1 24 agency.

1 25 3. A state ~~or legislative~~ employee who is not subject to  
1 26 the requirements of subsection 2 shall not act as a lobbyist  
1 27 in relation to any particular case, proceeding, or application  
1 28 with respect to which the person is directly concerned and  
1 29 personally participates as part of the person's employment,  
1 30 unless the person is designated, by the agency in which the  
1 31 person is employed, to represent the official position of the  
1 32 agency.

1 33 5. The head of a major subunit of a department or  
1 34 independent state agency, ~~or full-time employee of an office~~  
1 35 ~~of a statewide elected official, or a legislative employee~~  
2 1 ~~whose position involves a substantial exercise of~~  
2 2 ~~administrative discretion or the expenditure of public funds,~~  
2 3 shall not, within two years after termination of employment,  
2 4 become a lobbyist before the agency in which the person was  
2 5 employed or before state agencies or officials or employees  
2 6 with whom the person had substantial and regular contact as  
2 7 part of the person's former duties.

2 8 6. A state ~~or legislative~~ employee who is not subject to  
2 9 the requirements of subsection 2 shall not, within two years  
2 10 after termination of employment, act as a lobbyist in relation  
2 11 to any particular case, proceeding, or application with  
2 12 respect to which the person was directly concerned and  
2 13 personally participated as part of the person's employment.

### EXPLANATION

2 15 This bill relates to certain lobbying activities by  
2 16 employees of the general assembly.

2 17 The bill prohibits a full-time employee of the general  
2 18 assembly from acting as a lobbyist during the time in which  
2 19 the person serves or is employed by the state. As a result,  
2 20 the employee is further prohibited from becoming a lobbyist

2 21 within two years after the termination of employment with the  
2 22 general assembly. These prohibitions would be identical to  
2 23 the prohibitions currently in place for members of the general  
2 24 assembly. As is the case for members of the general assembly,  
2 25 the bill would allow an employee of the general assembly to  
2 26 lobby within two years of the termination of employment if the  
2 27 person is elected to, appointed to, or employed by another  
2 28 office of the state, an office of a political subdivision of  
2 29 the state, or the federal government and appears or  
2 30 communicates on behalf or as part of the duties of that office  
2 31 or employment.  
2 32 LSB 1017HH 82  
2 33 tm:rj/je/5